

TENNESSEE REGULATORY AUTHORITY



Pat Miller, Chairman
Deborah Taylor Tate, Director
Sara Kyle, Director
Ron Jones, Director

460 James Robertson Parkway
Nashville, Tennessee 37243-0505

June 28, 2005

Mr. Patrick D. Crocker
Early, Lennon, Crocker, & Bartosiewicz, P.L.C.
900 Comerica Building
Kalamazoo, MI 49007

RE: Docket 05-00169: Petition for Authority for Acceris Management and Acquisition LLC
to Acquire Certain Assets of Acceris Communications Corp.

Dear Mr. Crocker:

In order to fully analyze the above-referenced petition, the Tennessee Regulatory Authority (TRA) requires additional information. Please provide the information requested below by noon on July 5, 2005, and refer to this correspondence as Data Request No. 1 in the response.

1. Provide a citation to a statute, rule, or order which warrants the petition's approval.
2. Have the petitioners filed similar petitions or notices in other states? If so, provide a listing of states and action taken.
3. Provide the number of customers that ACC currently has in Tennessee.
4. Will all ACC customers in Tennessee be transferred to ACCERIS?
5. What telecommunication services will ACC continue to provide under its current CCN in Tennessee after the transfer?
6. Consistent with TRA Rule 1220-4-2-.56(2) (d), provide a revised customer notice or letter informing customers they will have no less than 30 days prior to the actual customer transfer to exercise their option and that they will receive a thirty (30) day written notice of any rate increase implemented within ninety (90) days from the date of the transfer referred to in the above-referenced Petition.
7. Verify all current CCNs issued with the Authority, and provide copies of all current business licenses of ACCERIS and ACC filed with the Tennessee Secretary of State's Office.

8. Confirm that petitioners will continue to operate under their present CCNs issued by the Authority and business licenses as filed with the Tennessee Secretary of State's Office.
9. Provide the expected date for the transfer of the customer base to take place.
10. Provide a current organizational chart of ACC and ACCERIS before and after the transaction.
11. Have the petitioners filed a similar petition with the FCC or other federal agency? If so, list any action taken and the associated file(s) or document number(s). If a schedule to complete the review of your petition has been established by any federal agency, provide such with your response.
12. File the Asset Purchase Agreement the Petitioners entered into, per the Petition filed with the TRA on June 24, 2005.

If you have any questions, or need further assistance, please call Carlos Black at 615-741-2904, ext. 196 or e-mail him at Carlos.Black@state.tn.us. Please respond by sending the original and 13 copies to:

Ms. Sharla Dillon, Docket Room Manager
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

Sincerely,



Aster Adams, Chief
Competitive Markets & Policy Division

c: Mr. Lance J.M. Steinhart, Counsel

Mr. Pat Miller, Chairman
Ms. Sharla Dillon, Docket Room Manager